

Fill in this information to identify the case:

Debtor 1 Spencer Eric Francis

Debtor 2 April Kay Francis  
(Spouse, if filing)

United States Bankruptcy Court for the: District of Vermont

Case number 15-10314

## Official Form 410S1

**Notice of Mortgage Payment Change**

12/15

If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

U.S. Bank Trust National Association, as  
Name of creditor: Trust of the SCIG Series III Trust

Court claim no. (if known): 6-1

Last 4 digits of any number you use to  
identify the debtor's account: 8 2 2 4

Date of payment change:  
Must be at least 21 days after date of this notice 07/01/2019

New total payment: \$ 947.99  
Principal, interest, and escrow, if any

**Part 1: Escrow Account Payment Adjustment****1. Will there be a change in the debtor's escrow account payment?**

- ☐ No
- ☒ Yes. Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law. Describe the basis for the change. If a statement is not attached, explain why: \_\_\_\_\_

Current escrow payment: \$ 368.03      New escrow payment: \$ 275.32

**Part 2: Mortgage Payment Adjustment****2. Will the debtor's principal and interest payment change based on an adjustment to the interest rate on the debtor's variable-rate account?**

- ☒ No
- ☐ Yes. Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law. If a notice is not attached, explain why: \_\_\_\_\_

Current interest rate: \_\_\_\_\_%      New interest rate: \_\_\_\_\_%

Current principal and interest payment: \$ \_\_\_\_\_      New principal and interest payment: \$ \_\_\_\_\_

**Part 3: Other Payment Change****3. Will there be a change in the debtor's mortgage payment for a reason not listed above?**

- ☒ No
- ☐ Yes. Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect.)

Reason for change: \_\_\_\_\_

Current mortgage payment: \$ \_\_\_\_\_      New mortgage payment: \$ \_\_\_\_\_

Debtor 1

Spencer Eric Francis

First Name

Middle Name

Last Name

Case number (if known) 15-10314**Part 4: Sign Here**

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.

Check the appropriate box.

☐ I am the creditor.

☒ I am the creditor's authorized agent.

**I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.**

**X/s/** D. Anthony Sottile

Signature

Date 05/17/2019

Print:

D. Anthony Sottile

First Name

Middle Name

Last Name

Title Authorized Agent for Creditor

Company

Sottile & Barile, LLC

Address

394 Wards Corner Road, Suite 180

Number

Street

Loveland

City

OH

State

45140

ZIP Code

Contact phone

513-444-4100Email bankruptcy@sottileandbarile.com

844 Servicing Corporation  
323 FIFTH STREET  
EUREKA, CA 95501  
For Inquiries: (800) 603-0836  
Main Office- NMLS ID #5985, Branch Office- NMLS ID #9785

Analysis Date: May 06, 2019

SPENCER E FRANCIS  
APRIL K FRANCIS  
353 N BRANCH ST  
BENNINGTON VT 05201

Loan: XXXXXXXXXX

Property Address:  
353N BRANCH STREET  
BENNINGTON, VT 05201

### Annual Escrow Account Disclosure Statement Account History

This is a statement of actual activity in your escrow account from June 2018 to June 2019. Last year's anticipated activity (payments to and from your escrow account) is next to the actual activity.

Payment Information	Current:	Effective Jul 01, 2019:
Principal & Interest Pmt:	672.67	672.67
Escrow Payment:	368.03	275.32
Other Funds Payment:	0.00	0.00
Assistance Payment (-):	0.00	0.00
Reserve Acct Payment:	0.00	0.00
Total Payment:	\$1,040.70	\$947.99

Escrow Balance Calculation	
Due Date:	May 01, 2019
Escrow Balance:	(342.08)
Anticipated Pmts to Escrow:	736.06
Anticipated Pmts from Escrow (-):	189.24
Anticipated Escrow Balance:	\$204.74

Date	Payments to Escrow		Payments From Escrow		Description	Escrow Balance	
	Anticipated	Actual	Anticipated	Actual		Required	Actual
					Starting Balance	1,263.41	(2,164.00)
Jun 2018	261.36	474.09	80.87		* Forced Place Insur	1,443.90	(1,689.91)
Jun 2018				80.72	* Escrow Disbursement	1,443.90	(1,770.63)
Jul 2018	261.36		80.87		* Forced Place Insur	1,624.39	(1,770.63)
Jul 2018				80.67	* Escrow Disbursement	1,624.39	(1,851.30)
Aug 2018	261.36	1,210.15	80.87		* Forced Place Insur	1,804.88	(641.15)
Aug 2018				80.67	* Escrow Disbursement	1,804.88	(721.82)
Sep 2018	261.36	368.03	80.87		* Forced Place Insur	1,985.37	(353.79)
Sep 2018				80.52	* Escrow Disbursement	1,985.37	(434.31)
Oct 2018	261.36	736.06	80.87		* Forced Place Insur	2,165.86	301.75
Oct 2018				80.47	* Escrow Disbursement	2,165.86	221.28
Oct 2018				2,168.39	* City/Town Tax	2,165.86	(1,947.11)
Nov 2018	261.36		2,165.86		* City/Town Tax	261.36	(1,947.11)
Nov 2018			80.87		* Forced Place Insur	180.49	(1,947.11)
Nov 2018				79.96	* Escrow Disbursement	180.49	(2,027.07)
Dec 2018	261.36		80.87		* Forced Place Insur	360.98	(2,027.07)
Dec 2018				79.74	* Escrow Disbursement	360.98	(2,106.81)
Jan 2019	261.36	1,104.09	80.87		* Forced Place Insur	541.47	(1,002.72)
Jan 2019				79.74	* Escrow Disbursement	541.47	(1,082.46)
Feb 2019	261.36		80.87		* Forced Place Insur	721.96	(1,082.46)
Feb 2019				79.55	* Escrow Disbursement	721.96	(1,162.01)
Mar 2019	261.36	368.03	80.87		* Forced Place Insur	902.45	(793.98)
Mar 2019				94.80	* Escrow Disbursement	902.45	(888.78)
Apr 2019	261.36	736.06	80.87		* Forced Place Insur	1,082.94	(152.72)
Apr 2019				94.74	* Escrow Disbursement	1,082.94	(247.46)

May 2019	264.99	Doc	34	Filed 05/17/19	Entered 05/17/19 13:33:22	
May 2019		Desc	Main Document		Page 4 of 8	
					* Escrow Disbursement	1,263.43 (342.08)
					Anticipated Transactions	1,263.43 (342.08)
May 2019	368.03		94.62	Forced Place Insur		(68.67)
Jun 2019	368.03		94.62	Forced Place Insur		204.74
	<u>\$3,136.32</u>	<u>\$5,732.57</u>	<u>\$3,136.30</u>	<u>\$3,363.83</u>		

An asterisk (\*) indicates a difference from a previous estimate either in the date or the amount. If you want a further explanation, please call our toll-free number.

Last year, we anticipated that payments from your account would be made during this period equaling \$3,136.30. Under Federal law, your lowest monthly balance should not have exceeded \$522.72 or 1/6 of the anticipated payment from the account, unless your mortgage contract or State law specifies a lower amount. Your mortgage contract and State law are silent on this issue.

Main Office- NMLS ID #5985, Branch Office- NMLS ID #9785

Analysis Date: May 06, 2019

SPENCER E FRANCIS

Loan: XXXXXXXXXX

**Annual Escrow Account Disclosure Statement  
 Projections for Coming Year**

This is an estimate of activity in your escrow account during the coming year based on payments anticipated to be made to and from your account.

Date	Anticipated Payments		Description	Escrow Balance	
	To Escrow	From Escrow		Anticipated	Required
			Starting Balance	204.74	1,445.59
Jul 2019	275.32	94.62	Forced Place Insur	385.44	1,626.29
Aug 2019	275.32	94.62	Forced Place Insur	566.14	1,806.99
Sep 2019	275.32	94.62	Forced Place Insur	746.84	1,987.69
Oct 2019	275.32	94.62	Forced Place Insur	927.54	2,168.39
Nov 2019	275.32	2,168.39	City/Town Tax	(965.53)	275.32
Nov 2019		94.62	Forced Place Insur	(1,060.15)	180.70
Dec 2019	275.32	94.62	Forced Place Insur	(879.45)	361.40
Jan 2020	275.32	94.62	Forced Place Insur	(698.75)	542.10
Feb 2020	275.32	94.62	Forced Place Insur	(518.05)	722.80
Mar 2020	275.32	94.62	Forced Place Insur	(337.35)	903.50
Apr 2020	275.32	94.62	Forced Place Insur	(156.65)	1,084.20
May 2020	275.32	94.62	Forced Place Insur	24.05	1,264.90
Jun 2020	275.32	94.62	Forced Place Insur	204.75	1,445.60
	<u>\$3,303.84</u>	<u>\$3,303.83</u>			

(Please keep this statement for comparison with the actual activity in your account at the end of the escrow accounting computation year.)

Your escrow balance contains a cushion of \$180.70. A cushion is an additional amount of funds held in your escrow balance to prevent the balance from becoming overdrawn when an increase in the disbursement amount occurs. Under Federal law, your lowest monthly balance should not exceed \$550.64 or 1/6 of the anticipated payment from the account, unless your mortgage contract or State law specifies a lower amount. Your mortgage contract and State law are silent on this issue.

Your ending balance from the last month of the account history (escrow balance anticipated) is \$204.74. Your starting balance (escrow balance required) according to this analysis should be \$1,445.59. This means you have a shortage of \$1,240.85. This shortage may be collected from you over a period of 12 months or more unless the shortage is less than 1 month's deposit, in which case we have the additional option of requesting payment within 30 days. We have decided to do nothing.

We anticipate the total of your coming year bills to be \$3,303.83. We divide that amount by the number of payments expected during the coming year to obtain your escrow payment.

Case 15-10314 Doc		34	Filed 05/17/19	Entered 05/17/19 13:33:22
New Escrow Payment Calculation		Main Document		Page 6 of 8
Unadjusted Escrow Payment		275.32		
Surplus Amount:		0.00		
Shortage Amount:		0.00		
Rounding Adjustment Amount:		0.00		
Escrow Payment:		\$275.32		

NOTICE OF RIGHT TO CANCEL PRIVATE MORTGAGE INSURANCE: If you currently pay private mortgage insurance premiums, you may have the right to cancel the insurance. In most cases, you have the right to cancel private mortgage insurance if the principal balance of your loan is 80 percent or less of the current fair market appraised value of your home, and you have a good payment history on your loan. If you want to learn whether you are eligible to cancel this insurance, please contact us at 323 Fifth Street, Eureka, Ca 95501 or 800-603-0836.

**\* Please note if you have autopay/EFT set up on your loan, it is your responsibility to make sure your payment amount is updated**

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF VERMONT  
RUTLAND DIVISION**

In Re:

Case No. 15-10314

Spencer Eric Francis  
April Kay Francis

Chapter 13

Debtors.

Judge Colleen A. Brown

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**CERTIFICATE OF SERVICE**

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I certify that on May 17, 2019, a copy of the foregoing Notice of Mortgage Payment Change was filed electronically. Notice of this filing will be sent to the following party/parties through the Court's ECF System. Party/Parties may access this filing through the Court's system:

Rebecca A. Rice, Debtors' Counsel  
steepbush@aol.com

Jan M. Sensenich, Chapter 13 Trustee  
jansensenich@vermont13trustee.com

Office of the United States Trustee  
ustpreion02.vt.ecf@usdoj.gov

I further certify that on May 17, 2019, a copy of the foregoing Notice of Mortgage Payment Change was mailed by first-class U.S. Mail, postage prepaid and properly addressed to the following:

Spencer Eric Francis, Debtor  
353 North Branch St.  
Bennington, VT 05201

April Kay Francis, Debtor  
353 North Branch St.  
Bennington, VT 05201

Dated: May 17, 2019

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/s/ D. Anthony Sottile

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D. Anthony Sottile  
Authorized Agent for Creditor  
Sottile & Barile, LLC  
394 Wards Corner Road, Suite 180  
Loveland, OH 45140  
Phone: 513.444.4100  
Email: [bankruptcy@sottileandbarile.com](mailto:bankruptcy@sottileandbarile.com)